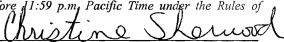


PATENT

Date of Notice
of Allowance : October 13, 2011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on January 13, 2012 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.


Christine Sherwood

Applicant : Lutz Biedermann, et al. Confirmation No. 7913
Application No. : 10/799,143
Filed : March 11, 2004
Title : ANCHORING ELEMENT FOR USE IN SPINE OR BONE SURGERY,
METHODS FOR USE AND PRODUCTION THEREOF

Grp./Div. : 3733
Examiner : Mary C. Hoffman

Docket No. : 56717/B884

AMENDMENT UNDER 37 CFR § 1.312

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 29001
Glendale, CA 91209-9001
January 13, 2012

Commissioner:

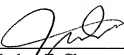
In response to the Office action mailed February 23, 2006, where the disclosure was objected to because of typographical errors, a substitute specification pursuant to 37 CFR § 1.125 and MPEP § 608.01 (q), and an accompanying marked-up copy ("Compare Specification") showing the changes between the original application, as filed, and the substitute specification, were submitted together with the response dated July 24, 2006 to the U.S. Patent Office.

In subsequent correspondences from the Patent Office, the objection was not raised again. However, the Examiner did not at the time explicitly acknowledge receipt and entry of the substitute specification. In addition, when reviewing the USPTO PAIR system, while the transaction history indicates "Substitute Specification Filed" on July 28, 2006, the image file wrapper has classified both the substitute specification and the compare specification as "Specification-Amendment Not Entered."

Appln No. 10/799,143
Amdt date January 13, 2012

Due to the errors in the original application publication (U.S. Patent Application Publication No. 2004/0181224), Applicants would like to verify that the substitute specification has been correctly entered. Applicants have attached copies of the substitute specification and Compare Specification, both originally filed on July 24, 2006, in case the previous submission has not yet been entered. Applicants note again that the substitute specification does not contain any new matter and includes the same changes as are indicated in the marked-up copy, and respectfully request that the substitute specification be acknowledged and entered in this case.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
Joshua T. Chu
Reg. No. 59,799
626/795-9900

JTC/cks

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